

**2009 DRAFTING REQUEST**

**Bill**

Received: **12/17/2008**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Gunderson (608) 266-3363**

By/Representing: **Mike Bruhn**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Gunderson@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Impersonating officials

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	chanaman 12/17/2008	csicilia 12/18/2008		_____			S&L Crime
/1			jfrantze 12/18/2008	_____	mbarman 12/18/2008	mbarman 02/10/2009	

FE Sent For:

<END>

at  
intro

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/?	chanaman	1/18	12/18	12/18			
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FE Sent For:

<END>

## Hanaman, Cathlene

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**From:** Ryan, Robin  
**Sent:** Tuesday, December 16, 2008 11:15 AM  
**To:** Bruhn, Mike  
**Cc:** Hanaman, Cathlene  
**Subject:** RE: Drafting request

Mike, Cathlene Hanaman is going to take this draft.

Robin

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**From:** Bruhn, Mike  
**Sent:** Tuesday, December 16, 2008 10:16 AM  
**To:** Ryan, Robin  
**Subject:** Drafting request

Robin,

Representative Gunderson would like legislation drafted which would add firefighters, EMTs, and first responders to the current state statutes prohibiting impersonating an officer in ss 125.105, ss125.105(2)(a), and 125.105(2)(b). If you should have any questions, please feel free to contact me at 266-3363.

Thanks,

Mike Bruhn  
Rep. Gunderson's office

P.W.F.

2007 BILL

stays

SA 07V  
SA 09V  
X-12V

Regen Cat

1

2

3

AN ACT *to renumber* 946.70 (1); *to amend* 946.70 (title) and 946.70 (2); and *to*  
*create* 946.70 (1) (b) of the statutes; **relating to:** impersonating *a fire fighter*  
and providing a penalty. *certain officials*

***Analysis by the Legislative Reference Bureau***

Current law prohibits a person from impersonating a peace officer. A person who violates this prohibition intending to mislead others into believing he or she is a peace officer is guilty of a misdemeanor and is subject to a fine of up to \$10,000 or imprisonment for no more than nine months or both. A person who violates this provision to commit or aid or abet the commission of a crime is guilty of a felony and is subject to a fine of up to \$10,000 or imprisonment of up to six years or both. In addition, any vehicle used in the violation of the prohibition is subject to seizure and forfeiture proceedings. This bill creates parallel provisions for impersonating a fire fighter, *an emergency medical technician, or a first responder*

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

## BILL

1 SECTION 1. 946.70 (title) of the statutes is amended to read:

2 946.70 (title) **Impersonating peace officers ~~or fire fighters~~.** *for other emergency personnel*

3 SECTION 2. 946.70 (1) of the statutes is renumbered 946.70 (1) (a).

4 SECTION 3. 946.70 (1) (b) *(c) and (d) are* of the statutes ~~is~~ created to read:

5 946.70 (1) (b) Except as provided in sub. (2), whoever impersonates a fire  
6 fighter with intent to mislead others into believing that the person is actually a fire  
7 fighter is guilty of a Class A misdemeanor.

8 SECTION 4. 946.70 (2) of the statutes is amended to read:

9 946.70 (2) Any person violating sub. (1) with the intent to commit or aid or abet  
10 the commission of a crime other than ~~the~~ a crime under this section is guilty of a Class  
11 H felony.

12 (END)

INS

2-8

**2009-2010 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1189/?ins  
CMH:.....

1           Insert 2-8

2           (c) Except as provided in sub. (2), whoever impersonates an emergency medical  
3 technician, as defined in s. 256.01 (5), with intent to mislead others into believing  
4 that the person is actually an emergency medical technician is guilty of a Class A  
5 misdemeanor.

6           (d) Except as provided in sub. (2), whoever impersonates a first responder, as  
7 defined in s. 256.01 (9), with intent to mislead others into believing that the person  
8 is actually a first responder is guilty of a Class A misdemeanor.

**Barman, Mike**

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**From:** Bruhn, Mike  
**Sent:** Tuesday, February 10, 2009 12:37 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 09-1189/1 Topic: Impersonating officials

Please Jacket LRB 09-1189/1 for the ASSEMBLY.